

**Board Report**

File #: 2016-0717, **File Type:** Contract

Agenda Number: 31.

**SYSTEM SAFETY, SECURITY AND OPERATIONS COMMITTEE
NOVEMBER 17, 2016**

SUBJECT: STAINLESS STEEL ANTI-GRAFFITI FILM INSTALLATION AND REPLACEMENT SERVICES

ACTION: EXERCISE FIRST AND SECOND YEAR OPTIONS

RECOMMENDATION

AUTHORIZE the Chief Executive Officer to execute Modification No. 3 to Contract No. OP33673154 with **Graffiti Shield, Inc., for stainless steel panel surfaces anti-graffiti film installation and replacement services**. This modification will exercise the first and second year options in the amount of \$3,806,056.54 for each of the first and second year options, for a combined total of \$7,612,113.08, increasing the total contract value from \$12,178,532.85 to \$19,790,645.93 and extending the contract term from February 3, 2017 to February 2, 2019.

ISSUE

There are approximately 200,000 square feet of stainless steel panel surfaces throughout the Metro transit system. Under the existing Contract, on-going anti-graffiti film maintenance and replacement services are performed on a regular basis to protect the stainless steel surfaces and mitigate vandalism system-wide.

The base term for this Contract will expire on February 2, 2017. The contractor has been providing satisfactory maintenance services.

To continue providing the required anti-graffiti film maintenance services, a Contract Modification is required to exercise each of the two, one year options extending the period of performance through February 2, 2019.

DISCUSSION

Under this Contract, the contractor is required to perform once a month inspections of the protected stainless steel panel surfaces throughout Metro facilities with a 100% replacement of the etched and damaged anti-graffiti film. On an average, 900,000 square feet of stainless steel anti-graffiti film is replaced annually due to repeated etching damage and other types of vandalism.

The current service frequencies will remain the same for each of the two, one year options. This

service is necessary to ensure clean and well maintained Metro stations and facilities free of graffiti and vandalism.

DETERMINATION OF SAFETY IMPACT

The approval of this item will ensure the provision of timely and reliable stainless steel anti-graffiti film maintenance services, enhance Metro bus and rail facilities overall appearance and cleanliness, and contribute to the quality of the customer experience.

FINANCIAL IMPACT

Funding of \$2,100,000 is included in the FY17 budget in cost center 3367 - Facilities Property Maintenance, account 50308, Service Contract Maintenance, under various projects.

Since this is a multi-year contract, the cost center manager, project managers, and the Senior Executive Officer, Maintenance and Engineering will ensure that the balance of funds are budgeted in future years.

Impact to Budget

The current year funding for this action will come from the Enterprise operating fund. The source of funds will come from Federal, State and local funding sources that are eligible for Bus and Rail Operating Projects. These funding sources will maximize the use of funds for these activities.

ALTERNATIVES CONSIDERED

Staff considered providing this service through Metro in-house staff. This would require the hiring and specialized training of additional personnel, purchase of additional equipment, vehicles, and supplies to support the expanded responsibility. Staff's assessment indicates that this is not a cost-effective option for Metro.

NEXT STEPS

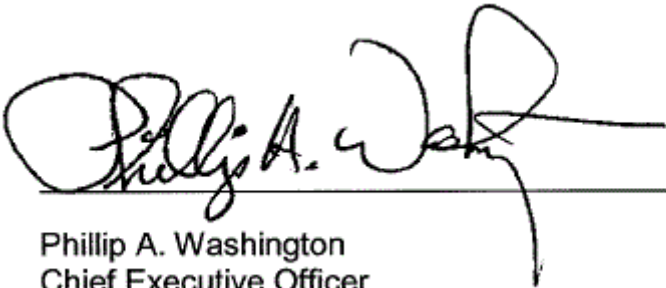
Upon approval by the Board, staff will execute Modification No. 3 to Contract No. OP33673154, with Graffiti Shield, Inc., for stainless steel panel surfaces anti-graffiti film installation and replacement services, to exercise each of the two, one year options through February 2, 2019.

ATTACHMENTS

Attachment A - Procurement Summary
Attachment B - Contract Modification/Change Order Log
Attachment C - DEOD Summary

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Phillip A. Washington
Chief Executive Officer

PROCUREMENT SUMMARY

STAINLESS STEEL ANTI-GRAFFITI FILM INSTALLATION AND REPLACEMENT SERVICES / OP33673154

1.	Contract Number: OP33673154		
2.	Contractor: Graffiti Shield, Inc.		
3.	Mod. Work Description: Exercise First and Second Year Options		
4.	Contract Work Description: Stainless steel anti-graffiti film installation and replacement services throughout Metro transit system.		
5.	The following data is current as of: October 28, 2016		
6.	Contract Completion Status		Financial Status
	Contract Awarded:	10/24/13	Contract Award Amount: \$11,967,932.85
	Notice to Proceed (NTP):	N/A	Total of Modifications Approved: \$210,600
	Original Complete Date:	2/3/17	Pending Modifications (including this action): \$7,612,113.08
	Current Est. Complete Date:	2/2/19	Current Contract Value (with this action): \$19,790,645.93
7.	Contract Administrator: Rommel Hilario		Telephone Number: 213-922-4654
8.	Project Manager: Maral Minasian		Telephone Number: 213-922-6762

A. Procurement Background

This Board Action is to approve Modification No. 3 to Contract No. OP33673154 issued in support of Facilities Maintenance to continue anti-graffiti film maintenance and replacement services on stainless steel surfaces used throughout Metro transit system by exercising the first and second option years in the amount of \$7,612,113.08 and extending the period of performance to February 2, 2019.

This Contract Modification will be processed in accordance with Metro's Acquisition Policy and the contract type is firm fixed unit rate.

On October 24, 2013, the Board approved a five-year contract, inclusive of two, one-year options, to Graffiti Shield, Inc., the lowest responsive, responsible bidder, to provide anti-graffiti film maintenance and replacement services on stainless steel surfaces used throughout Metro transit.

(Refer to Attachment B – Contract Modification/Change Order Log)

B. Cost/Price Analysis

The recommended price has been determined to be fair and reasonable based upon rates that were evaluated and established as part of the current contract awarded on October 24, 2013. According to the Consumer Price Index, similar industries experience an average of 3.3% increase from June 2015 to June 2016. The rates for these option years are the same rates the firm has charged Metro during the initial base term, with no increase. Therefore, exercising the options is in the best interest of Metro. The Contract was a result of a competitive IFB in which the option years were evaluated and award was made to the lowest responsive, responsible bidder.

	OPTION YEARS AMOUNT	METRO ICE	MODIFICATION AMOUNT
1	\$7,612,113.08	\$7,612,113.08	\$7,612,113.08

ATTACHMENT B

CONTRACT MODIFICATION/CHANGE ORDER LOG

**STAINLESS STEEL ANTI-GRAFFITI FILM INSTALLATION AND REPLACEMENT
SERVICES / OP33673154**

Mod. No.	Description	Status (approved or pending)	Date	\$ Amount
1	Revised Attachment A – Added new locations	Approved	8/15/16	\$137,213
2	Revised Statement of Work and added funds.	Approved	9/28/16	\$73,387
3	Exercise Option Year One and Year Two	Pending	Pending	\$7,612,113.08
	Modification Total			\$7,822,713.08
	Original Contract		2/3/14	\$11,967,932.85
	Total:			\$19,790,645.93

DEOD SUMMARY

STAINLESS STEEL ANTI-GRAFFITI FILM INSTALLATION AND REPLACEMENT
SERVICES / OP33673154

A. Small Business Participation

The Diversity and Economic Opportunity Department (DEOD) did not recommend a Disadvantaged Business Enterprise (DBE) goal for this procurement. The anti-graffiti film is a proprietary product and services are performed with the prime's own workforces.

B. Living Wage and Service Contract Worker Retention Policy Applicability

The Living Wage and Service Contract Worker Retention Policy is not applicable to this contract.

C. Prevailing Wage Applicability

Prevailing Wage requirements are applicable to this project. DEOD will monitor contractors' compliance with the State of California Department of Industrial Relations (DIR), California Labor Code, and, if federally funded, the U S Department of Labor (DOL) Davis Bacon and Related Acts (DBRA).

D. Project Labor Agreement/Construction Careers Policy

Project Labor Agreement/Construction Careers Policy is not applicable to this contract.